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In re Application of
Schobler et al.
Application No. 09/844,290
Filed: April 27, 2001
Attorney Docket No. 103888-522NP

**OFFICE OF PETITIONS
ON PETITION**

This is a decision on the petition under 37 C.F.R. § 1.137(b), filed February 24, 2004, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the Notice to File Missing Parts of Application (Notice) mailed September 27, 2001. The Notice set a period for reply of two (2) months from the mail date of the Notice. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on November 28, 2001. A Notice of Abandonment was mailed on December 9, 2003.

Petitioner has met the requirements to revive the above-identified application pursuant to 37 CFR 1.137(b).

The instant application was forwarded to the Office of Initial Patent Examination (OIPE) for consideration of the request for the petition fee to be waived due to a timely response previously submitted. However, after a review of the application file, OIPE determined that a proper abstract was not submitted until submission of the instant petition on February 24, 2004. Accordingly, the \$1330.00 petition will not be waived.

The file does not indicate a change of address has been submitted, although the address given on the petition differs from the address of record. If appropriate, a request to change the address of record should be filed. A courtesy copy of this decision is being mailed to the address given on the petition; however, the Office will mail all future correspondence solely to the address of record.

The file is now being returned to Office of Initial Patent Examination for further processing.

Telephone inquiries regarding this decision should be directed to the undersigned at (571) 272-3282.

Liana Chase
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

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